



Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)	<i>Complete if Known</i>	
	<b>Application Number</b>	09/670,562
	<b>Filing Date</b>	September 27, 2000
	<b>First Named Inventor</b>	Thomas G Woolston
	<b>Group Art Unit</b>	3627
	<b>Examiner Name</b>	Asfand Sheikhh
Sheet 1 of 14		Attorney Docket No: 2043.566US5

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	<b>Filing Date</b>	September 27, 2000
	<b>First Named Inventor</b>	Thomas G Woolston
	<b>Group Art Unit</b>	3627
	<b>Examiner Name</b>	Asfand Sheikh
Sheet 2 of 14		Attorney Docket No: 2043.566US5

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	MercExchange Complaint in the United States District Court for the Eastern District of Virginia (the "district court") for patent infringement against eBay, Half.com and Returnbuy.com, Inc. ("eBay et al.") asserting infringement of the '265 Patent and '176, (09/26/2001)	
	defendant eBay et al. Answer to MercExchange's Complaint, alleging affirmative defenses of invalidity based on 35 U.S.C. Â?Â§ 102 (anticipation) and Â?Â§ 103 (obviousness), (11/07/2001)	
	MercExchange's motion to amend the Complaint to assert willful infringement, (11/21/2001)	
	district court order granted MercExchange's motion for leave to file an Amended Complaint, and directed defendants to file a responsive pleading within 11 days., (12/07/2001)	
	eBay et al. answer to the Amended Complaint, (12/18/2001)	
	MercExchange Interrogatories to eBay seeking the bases of its invalidity defenses., (01/23/2002)	
	eBay's response to MercExchange's Interrogatories disclosing over 100 patents and 214 so-called "publications" including the following documents: (1) U.S. Patent No. 4,789,928 to Fujisaki (the "Fujisaki Patent"); (2) U.S. Patent No. 5,283,731 to Lalonde et, (02/22/2002)	

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	<u>eBay's Second Supplemental Response to MercExchange's Interrogatories providing additional alleged "prior art" upon which it would rely at trial to support its invalidity defenses under '265 and '176 Patents, (08/30/2002)</u>	
	<u>eBay's supplemental Section 282 statement citing additional alleged "prior art". Again, this disclosure included the following documents: (1) the Gifford Patent; (2) the Lindsey Patent; (3) the Lalonde Patent; (4) the Kelly Patent; (5) the Nahan Patent; (6, (03/21/2003)</u>	
	<u>eBay's Pretrial Disclosures which included its proposed trial exhibit list. That exhibit list contained the same alleged "prior art" patents and "publications" upon which eBay now relies in its Requests for Reexamination., (03/31/2003)</u>	
	<u>Final Pretrial Order of the District Court. That Final Pretrial Order included the same materials upon which eBay relies in its Requests for Reexamination., (04/24/2003)</u>	
	<u>Judgment And Order executed by the Federal District Court for the Eastern District of Virginia of ReturnBuy.com, Inc., inter alia, admitting validity and infringement of U.S. Patent No. 5,845,265, (02/26/2003)</u>	
	<u>The district court's Final Pretrial Order included as triable issues the alleged invalidity of MercExchange's '265 and '176 Patents under Sections 102 and 103.</u>	
	<u>Trial Transcript at 2252-2495, 2584-3120 validity contentions concerning the art of record.</u>	
	<u>eBay's Renewed Motions for Judgment as a Matter of Law and for a new trial, asserting, again, invalidity of the '265 and '176 Patents., (06/12/2003)</u>	
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	Examiner Name	Asfand Sheikh
Sheet 7 of 14	Attorney Docket No: 2043.566US5	

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	<u>Declaration of Douglas Graham in Support of eBay's Request for Reexamination of U.S. Patent No. 6,202,051 executed on December 11, 2006</u>	
	<u>Exhibit re First Question of Patentability from Request for Ex Parte Reexamination of U.S. Patent No. 6,202,051 issued March 13, 2001, filed on December 11, 2006</u>	
	<u>Exhibit re Second Question of Patentability from Request for Ex Parte Reexamination of U.S. Patent No. 6,202,051 issued March 13, 2001, filed on December 11, 2006</u>	
	<u>Exhibit re Third Question of Patentability re Request for Ex Parte Reexamination of U.S. Patent No. 6,202,051 issued March 13, 2001, filed on December 11, 2006</u>	
	<u>Exhibit re Fourth Question of Request for Ex Parte Reexamination of U.S. Patent No. 6,202,051 issued March 13, 2001, filed on December 11, 2006</u>	
	<u>Exhibit re Fifth Question of Request for Ex Parte Reexamination of U.S. Patent No. 6,202,051 issued March 13, 2001, filed on December 11, 2006</u>	
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	<b>Application Number</b>	09/670,562
	<b>Filing Date</b>	September 27, 2000
	<b>First Named Inventor</b>	Thomas G Woolston
	<b>Group Art Unit</b>	3627
	<b>Examiner Name</b>	Asfand Sheikh
Sheet 13 of 14		Attorney Docket No: 2043.566US5

OTHER DOCUMENTS – NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>1</sup>
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